(8)

cp 1/05

IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH AT BILASPUR

W.P. No. 790 /2002

PETITIONER : Ashok Chandra Modi
S/o Hulashman Modi
Aged about 45 years
R/o Sadar Bazar Rajnandgaon
Proprietor of Modi Minerals
Rajnandgaon (C.G.)
Distt. Rajnandgaon (C.G.)

P.R. No. 28/2/2
Presented by Shri R.S. Thakur
dated 7/3/02

VERSUS

RESPONDENTS :

1. Government of Chhattisgarh, Through Secretary Mineral Resources Department, Raipur,
2. The Collector, Kanker (C.G.)
3. Government of India, Ministry of Mines Department of Mines Through Secretary, Shastri Bhawan, New Delhi.
4. Shri M/s. Bhilai Cement PVT. Ltd. Ganj Para, Durg, Distt. Durg (C.G.)
5. Shri Vishwajeet Singh, Vill. & Post Pandaria Distt. Kawardha (C.G.)

Received Copy
CLERK to Shri A.S. Gahoiwar
15/4/02

WRIT PETITION UNDER ARTICLE 226/227 OF CONSTITUTION OF INDIA

1. **Particulars of the Petitioner**

As detailed above in the cause title.

RECEIVED COPY.
CLERK TO A.G. BILASPUR

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

33

आदेश पत्रक

मामला क्रमांक W.P. No. 175/02 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

09-12-2002

Shri Manoj V Paranjpe, counsel for the petitioner.

Shri Sanjay K Agarwal, Dy. Adv. General for the State.

Heard.

Admittedly, against the impugned order of rejection of his application for prospecting licence, the petitioner has a statutory remedy under Section 30 of Mines & Minerals (Development and Regulation) Act, 1957 and therefore, the petitioner should avail of that remedy and indeed, this is what has been held in **State of Goa Vs M/s A.H. Jaffar and sons** reported in AIR 1995 SC 333. Accordingly, the petitioner is permitted to withdraw this writ petition, so as to enable the petitioner to approach the Central Government by way of a revision under Section 30 of the Act. In case a revision is preferred on or before 13th January 2003, the same shall be entertained and efforts shall be made to dispose of it on merits within a reasonable period.

Consequently, M.W.P. No. 175/2002 for interim relief & I.A. No. 2161/2002 for urgent hearing are also stand disposed of.

Sd/-
P.C.Naik
Judge

[पीछे देखिये